IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF TENNESSEE WESTERN DIVISION

FILED BY DC

UNITED STATES OF AMERICA

THOMAS M. GOULD CLERK, U.S. DISTRICT COURT WID OF TN, MEMPHIS

Plaintiff,

VS.

CR. NO. 04-20483-B

TIMOTHY JOHNSON,

Defendant.

ORDER ON CONTINUANCE AND SPECIFYING PERIOD OF EXCLUDABLE DELAY AND <u>SETTING</u>

This cause came on for a report date on December 21, 2005. At that time, counsel for the defendant requested a continuance of the January 3, 2006 trial date due to pending motions in the case.

The Court granted the request and reset the trial date to March 6, 2006 with a <u>report</u> <u>date of Monday, February 27, 2006, at 9:30 a.m.</u>, in <u>Courtroom 1, 11th Floor</u> of the Federal Building, Memphis, TN.

The period from January 13, 2006 through March 17, 2006 is excludable under 18 U.S.C. § 3161(h)(8)(iv) because the ends of justice served in allowing for additional time to prepare outweigh the need for a speedy trial.

IT IS SO ORDERED this 23x day of December, 2005.

DANIEL BREEN

UNITED STATES DISTRICT JUDGE

This document entered on the docket sheet in compliance with Rule 55 and/or 32(b) FRCrP on 12-25-05

(50)



Notice of Distribution

This notice confirms a copy of the document docketed as number 50 in case 2:04-CR-20483 was distributed by fax, mail, or direct printing on December 28, 2005 to the parties listed.

Michael J. Stengel STENGEL LAW FIRM 50 North Front Street Ste. 850 Memphis, TN 38103--111

Stephen P. Jones U.S. ATTORNEY'S OFFICE Federal Building 167 N. Main Ste 800 Memphis, TN 38103

Honorable J. Breen US DISTRICT COURT